

FILED

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BUREAU OF REAL ESTATE

By M. Roberts

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8 BEFORE THE BUREAU OF REAL ESTATE

9 STATE OF CALIFORNIA

10 * * *

11 In the Matter of the Accusation of)
12 LILLIAN MARQUEZ,)
13 Respondent.)

No. H-6475 SAC
ACCUSATION

14
15 The Complainant, Tricia D. Parkhurst, acting in her official capacity as a
16 Supervising Special Investigator of the State of California, for cause of Accusation against
17 LILLIAN MARQUEZ aka LILLIAN YAMILETH GUEVARA (Respondent), is informed and
18 alleges as follows:

19 1

20 At all times herein mentioned, Respondent was and is presently licensed and/or
21 has license rights under the Real Estate Law, Part 1 of Division 4 of the California Business and
22 Professions Code (the Code) by the Bureau of Real Estate (the Bureau) as a real estate
23 salesperson.

24 2

25 On or about October 25, 2016, in the United States District Court, Eastern
26 District of California, Case No. 2:13CR378-01, Respondent was convicted of violating 18
27 U.S.C. § 371 (Conspiracy), a crime which bears a substantial relationship under Section 2910,

1 Title 10, of the California Code of Regulations to the qualifications, functions or duties of a real
2 estate licensee.

3 3

4 A diligent search was made of the records of the Bureau of Real Estate
5 ("Bureau"), relating to Respondent's real estate salesperson license No. 01865585. As a result
6 of said search, no written record was discovered of Respondent notifying the Bureau of any
7 conviction.

8 4

9 The facts alleged above, in Paragraph 2, constitute grounds under Sections 490
10 and 10177(b) (conviction of a crime) of the Business and Professions Code ("the Code") for
11 suspension or revocation of all licenses and license rights of Respondent under the Real Estate
12 Law.

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14 The facts alleged above, in Paragraphs 2 and 3, constitute a violation of Section
15 10186.2 (a) (1) (A) and (B) and Section 10186.2 (a) (2) (failure to report in writing indictment,
16 charging of a felony or conviction within 30 days) of the Code are grounds for the suspension
17 or revocation of all licenses and license rights of Respondent under Sections 10186.2 (b) and
18 10177(d) (willful disregard or violation of Real Estate Law) of the Code.


19 COST RECOVERY

20 7

21 Section 10106 of the Code provides, in pertinent part, that in any order issued in
22 resolution of a disciplinary proceeding before the department, the commissioner may request the
23 administrative law judge to direct a licensee found to have committed a violation of this part to
24 pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

25 WHEREFORE, Complainant prays that a hearing be conducted on the allegations of
26 this Accusation and that upon proof thereof, a decision be rendered revoking all licenses and
27 license rights of Respondent under the Real Estate Law, for the cost of investigation and

1 enforcement as permitted by law, and for such other and further relief as may be proper under
2 other provisions of law.

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5 
6 TRICIA D. PARKHURST
7 Supervising Special Investigator

8 Dated at Sacramento, California, on
9 this 27th day of January, 2017.

10
11 DISCOVERY DEMAND

12 Pursuant to Sections 11507.6, *et seq.* of the *Administrative Procedure Act*, the
13 Department hereby makes demand for discovery pursuant to the guidelines set forth in the
14 *Administrative Procedure Act*. Failure to provide Discovery to the Department may result in the
15 exclusion of witnesses and documents at the hearing or other sanctions that the Office of
16 Administrative Hearings deems appropriate.